

REMARKS/ARGUMENTS

Claims 21-29 are under examination in the application. The Final Office Action mailed on May 13, 2009 includes the following objections and rejections:

1. Claims 21-29 are rejected under 35 U.S.C. § 112, first paragraph, written description.

The claims have been amended to recite that the step in the carbonator is at least 700°C, which is supported throughout the specification as filed, e.g., page 15 and claim 3 as originally filed.

Claims 21-29 are rejected under 35 U.S.C. § 112, first paragraph, written description.

Applicants respectfully submit that claims 21-29 as amended fully comply with 35 U.S.C. § 112, first paragraph. The Office Action rejects claims 21-29 on the grounds that the original disclosure does not have support for this temperature range of at least 600°C. Applicants have amended the claims to render the rejection moot.

Applicants respectfully request the Examiner withdraw the rejection under 35 U.S.C. § 112, first paragraph.

CONCLUSION

In light of the foregoing, Applicants submit that claims 21-29 are in condition for allowance, and an early Notice of Allowance of all pending claims is respectfully solicited.

This paper is being filed with all required fees; however, if any additional fees are necessary the Commissioner is hereby authorized to charge any fees, including those for an extension of time, to Chalker Flores, LLP's Deposit Account No. 50-4863.

If the Examiner has any questions or comments, or if further clarification is required, it is requested that the Examiner contact the undersigned at the telephone number listed below.

Dated: August 12, 2009

Respectfully submitted,

CHALKER FLORES, LLP



Chainey P. Singleton
Reg. No. 53,598

ATTORNEY FOR APPLICANTS

Customer No. 34,725
CHALKER FLORES, LLP
2711 LBJ, Suite 1036
Dallas, TX 75234
214.866.0001 Telephone
214.866.0010 Facsimile